

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

SUIT NO. 1216 OF 1987

Mehernosh Pirojsha Fitter . . . Plaintiff.

V/s.

Mr.Rutton Noshir Gheyara
and ors. . . Defendants.

Jitendra Ranawat i/b. Banatwala & Co.
for the plaintiff.

Avinash Joshi i/b. Mulla & Mulla
for the defendants.

CORAM: V.C.DAGA, J.

DATED: 10th December 2007.

P.C.:

. Not on board. Taken up on board by consent of parties.

2. In view of consent decree in Testamentary Suit No.1/1990 in Petition No.115/1988, learned counsel for the plaintiff seeks permission to withdraw this suit.

3. Suit is accordingly dismissed as withdrawn with no order as to costs.

4. Needless to mention that the plaintiff would be entitled to refund of court fee as per rules.

